

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Robert Kwan, Presiding
Courtroom 1675 Calendar**

Wednesday, January 5, 2022

Hearing Room 1675

11:00 AM
2:00-00000

Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no pre-registration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: <https://cacb.zoomgov.com/j/1613987324>

ZoomGov meeting number: 161 398 7324

Password: 659554

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Kwan by ZoomGov, please see the "Notice of Video and Telephonic Appearance Procedures for Judge Robert N. Kwan's Cases" on the Court's website at:

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<https://www.cacb.uscourts.gov/judges/honorable-robert-n-kwan> under the "Telephonic Instructions" section.

To assist in creating a proper record and for the efficiency of these proceedings, please:

- Connect early so that you have time to check in.
- Change your Zoom name to include your calendar number, first initial and last name, and client name (*ex. 5, R. Smith, ABC Corp.*) if appearing by video. This can be done by clicking on "More" and "Rename" from the Participants list or by clicking on the three dots on your video tile.
- Mute your audio to minimize background noise unless and until it is your turn to speak. Consider turning your video off until it is your turn to appear.
- Say your name every time you speak.
- Disconnect from the meeting by clicking "Leave" when you have completed your appearance(s).

Docket 0

Tentative Ruling:

- NONE LISTED -

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2:13-14135 Art and Architecture Books of the 21st Century and 400 S.

Chapter 11

#1.00 Status conference re: Motion of Sam Leslie as plan agent under confirmed plan of reorganization for:

- (1) issuance of order to show cause for contempt against Douglas Christmas, an individual;
- (2) to compel Douglas Christmas to issue correspondence retracting letter dated October 27, 2021 addressed to Mr. Jeff Tanenbaum of Threesixty Asset Advisors as well as contents of October 27, 2021 email from Jonathan Shenson, Esq. to Carolyn A. Dye, Esq. and Victor A Sahn, Esq.; or in the alternative;
- (3) for order interpreting and enforcing terms and conditions of confirmation order on confirmed plan of reorganization of Official Committee of Unsecured Creditors; and
- (4) for sanctions against Douglas Christmas, individually including monetary sanctions
fr. 11-23-21

Docket 2661

Tentative Ruling:

Revised tentative ruling as of 1/3/22 at 7:00 p.m. Off calendar. In the interests of judicial economy, the court continues the status conference on its own motion to the date and time of the trial of this contested matter on 1/6/22 at 10:00 a.m. No appearances are required on 1/5/22.

Prior tentative ruling as of 12/9/21. No tentative ruling on the merits. Appearances are required on 12/15/21 to discuss setting of an evidentiary hearing as appropriate, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

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CONT... Art and Architecture Books of the 21st Century and 400 S.

Chapter 11

Party Information

Debtor(s):

Art and Architecture Books of the

Represented By
Thomas M Geher
David W. Meadows
Jerome S Cohen
Carolyn A Dye
Alan I Nahmias

Movant(s):

Sam Leslie, Plan Agent

Represented By
Victor A Sahn
Asa S Hami
Carolyn A Dye
David J Richardson
Steven Thomas
Stephen Sorensen

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2:13-14135 Art and Architecture Books of the 21st Century

Chapter 11

#2.00 Cont'd status conference re: Post confirmation of plan
fr. 9/16/20, 3/17/21, 12/15/21

Docket 1

Tentative Ruling:

Revised tentative ruling as of 1/3/22 at 7:00 p.m. Off calendar. The court has reviewed the plan agent's status report of 12/30/21 and creditor Douglas Christmas's statement thereon of 1/3/22. In the interests of judicial economy, the court continues the status conference on its own motion to the date and time of the trial of related matters between the plan agent and Christmas on 1/6/22 at 10:00 a.m. The court expects that the status conference in the main case will be called promptly at 10:00 a.m., and the trial of the related matters will start within 30 minutes, on or before 10:30 a.m. No appearances are required on 1/5/22.

Prior tentative ruling as of 12/9/21. No tentative ruling on the merits. Appearances are required on 12/15/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

Prior tentative ruling as of 3/15/21. The court has reviewed the plan agent's status report filed on 3/15/21. No tentative ruling on the merits. Appearances are required on 3/17/21, but counsel and self-represented parties must appear through Zoom for Government in accordance with the court's remote appearance instructions.

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| Party Information |
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Debtor(s):

Art and Architecture Books of the

Represented By
Thomas M Geher
David W. Meadows
Jerome S Cohen

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**Art and Architecture Books of the 21st Century
Carolyn A Dye**

Chapter 11

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2:13-14135 Art and Architecture Books of the 21st Century

Chapter 11

Adv#: 2:15-01679 THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF T v.

#3.00 Status conference re: First amended counter-complaint
against Art & Architecture Books of the 21st Century

Docket 640

Tentative Ruling:

Revised tentative ruling as of 1/3/22 at 7:00 p.m. Off calendar. In the interests of judicial economy, the court continues the status conference on its own motion to the date and time of the trial of the claims relating to disputed art posters on 1/6/22 at 10:00 a.m. No appearances are required on 1/5/22.

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| Party Information |
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Debtor(s):

Art and Architecture Books of the

Represented By
Thomas M Geher
David W. Meadows
Jerome S Cohen
Carolyn A Dye
Alan I Nahmias

Defendant(s):

Ace Gallery New York Corporation,

Represented By
Alan W Forsley

Douglas Christmas

Represented By
Jonathan Seligmann Shenson

Ace Gallery New York, Inc., a

Represented By
Alan W Forsley

ACE MUSEUM, a California

Represented By
Alan W Forsley

400 S La Brea, LLC a California

Represented By

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Michael W Vivoli
Ronald Rus
Fahim Farivar
Brian L Davidoff
Keith Patrick Banner

Jennifer Kellen

Represented By
J. Bennett Friedman

Michael D. Smith

Represented By
Brian L Davidoff
Keith Patrick Banner

Kamran Gharibian

Represented By
Brian L Davidoff
Keith Patrick Banner

Daryoush Dayan

Represented By
Brian L Davidoff
Keith Patrick Banner

Cathay Bank, a California

Represented By
Ekwan E Rhow
Elliot C Harvey Schatmeier

Jennifer Kellen

Represented By
Michael D Sobkowiak

Plaintiff(s):

THE OFFICIAL COMMITTEE OF

Represented By
Victor A Sahn
Daniel A Lev
David J Richardson
Asa S Hami
Jessica Vogel

Official Committee Of Unsecured

Represented By
David J Richardson
Victor A Sahn

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CONT... **Art and Architecture Books of the 21st Century**
Sam Leslie
Represented By
Victor A Sahn
Carolyn A Dye
David J Richardson
Jason Balitzer
Steven Thomas
Stephen Sorensen

Chapter 11